IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 3RD AUGUST 2007 / 12TH SRAVANA 1929

Crl.Rev.Pet.No. 2927 of 2007()

CRA.261/2000 of ADDL.SESSIONS COURT(ADHOC II), KASARAGOD
STC.165/1997 of CHIEF JUDICIAL MAGISTRATE, KASARAGOD

.....

REVN. PETITIONER: PETITIONER:

M. MOIDU, S/O. MAMMUNHI,
KADAVATH HOUSE, P.O. MOGRAL, PUTHUR, KASARGOD.

BY ADV. SRI.K.K.MOHAMED RAVUF

RESPONDENTS:

---

1. STATE OF KERALA,
REPRESENTED BY THE STATION HOUSE OFFICER,
KASARGOD POLICE STATION, KASARGOD.

2. THE KASARGOD SELF EMPLOYEES FINANCE
COMPANY, REPRESENTED BY GENERAL POWER OF ATTORNEY
HOLDER, SATHEESAN K., S/O. KRISHNA KUMARAN,
NEAR BHAGAVATHI TEMPLE, CERAMICS ROAD, THERUVATH,
KASARGOD.

BY PUBLIC PROSECUTOR SRI.K.S.SIVAKUMAR
SRI.P.M.AMMU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 03/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

* * * * * * * * * * * * * * * * * * * *

Crl.R.P. No. 2927 of 2007

* * * * * * * * * * * * * * * * * * * *

Dated, this the 3rd day of August 2007

ORDER

The accused in ST. No.165 of 1997 on th**e file** of the Chief Judicial Magistrate Court, Kasaragod for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A 8506 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,

(JUDGE)

ani.